

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE ELEVENTH DAY OF AUGUST  
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE BILAL NAZKI**

**and**

**THE HON'BLE MR JUSTICE S.ANANDA REDDY**

**WRIT PETITION NO : 14136 of 2004**

Between:

Mohd. Taher, S/o.Mohd Hameed,  
R/o.D.No.22-68, Fazal Banda, Jadcharla, Mahabubnagar Dist.

**..... PETITIONER**

AND

- 1 Regional Transport officer, Mahabubnagar.
- 2 Assistant Motor Vehicles Inspector, Regional Transport Authority,  
Mahabubnagar.

**.....RESPONDENT(S)**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, more particularly one in the nature of writ of Mandamus declaring the seizure and continued detention of the petitioner's Heavy Goods vehicle bearing No.R.No.A.P.22/T-387seized under vehicle check report No.417861 dt.13-07-2004 by the Assistant Motor vehicle Inspector, Regional Transport Authority, Mahaboobnagar Dist., the 2nd respondent as arbitrary, illegal and unconstitutional and without jurisdiction and consequently direct the release of the vehicle forthwith to the petitioner.

**Counsel for the Petitioner:MR.RAJANIKANTH JWALA, Advocate.**

**Counsel for the Respondent No.: GP FOR TRANSPORT**

**The Court at the admission stage made the following :**

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**ORDER** : (Per Sri Bilal Nazki, J).

Heard learned Counsel for the parties. With their consent the Writ Petition is disposed of at this stage.

It appears that the Petitioner's goods vehicle has been seized for violating the conditions of permit and for some other alleged offences. In the interest of justice, we dispose of this Writ Petition at this stage, directing release of vehicle subject to payment of the tax due by the petitioner, without prejudice to his rights in the enquiry and further subject to filing an undertaking to the effect that he shall not alienate or in any way encumber the vehicle.

Writ Petition is accordingly disposed of. No costs.

Sd/- C.VIDYADHAR BHATT

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER.

To

- 1 The Regional Transport officer, Mahabubnagar.
- 2 The Assistant Motor Vehicles Inspector, Regional Transport Authority, Mahabubnagar.
- 3 Two C.Cs. to the G.P. for Transport, High Court buildings, Hyderabad(OUT).
- 4 Two C.D. copies.

KUL

DT: 11-8-2004

ORDER

W.P.NO. 14136 OF 2004

DISPOSING THE W.P. AT THE ADMISSION STAGE  
WTIHOUT COSTS.